

REMARKS

Applicants have amended Claim 1 and have added new Claim 8. Support for the amendment and new claim is found on page 7, paragraph 0023 through page 8, paragraph 0025.

Claim Rejections – 35 USC § 102

The examiner rejected claims 1-7 under 35 U.S.C. §102(b) as being anticipated by Christiano et al. (U.S. Patent No. 6,656,975). The Examiner states that regarding (v) the particulate carrier supporting the granulated foam control agent, the treated silica Sipernat D11 also reads on this limitation. Applicants have amended component (v) of Claim 1 to recite “a particulate carrier selected from zeolites, phosphates, sodium sulphate, sodium carbonate, sodium perborate, sodium carboxymethylcellulose, granulated starch, clay, sodium citrate, sodium acetate, sodium bicarbonate, sodium sesquicarbonate, or native starch”. Nowhere in Christiano et al. is component (v) disclosed. Furthermore, since Claim 1 as amended is not disclosed in Christiano, none of the dependent claims are disclosed by Christiano. Therefore, the applicants request that the rejection of Claims 1-7 under 35 U.S.C. §102(b) be withdrawn and the claims allowed to issue.

Applicants have added new Claim 8. Applicants believe that the method disclosed in Claim 8 as drafted is not disclosed in Christiano et al. Furthermore, Christiano et al. fails to disclose or suggest the foam control composition as now recited in Claims 1-7 or the method in New Claim 8 as drafted. Nowhere in Christiano et al. is component (v) as currently recited Claim 1 and claims depending therefrom disclosed or taught. There is no evidence or suggestion in Christiano et al. of foam control composition comprising a particulate carrier selected from zeolites, phosphates, sodium sulphate, sodium carbonate, sodium perborate, sodium carboxymethylcellulose, granulated starch, clay, sodium citrate, sodium acetate, sodium bicarbonate, sodium sesquicarbonate, or native starch (component v) as currently recited Claim 1 and claims depending therefrom. Therefore applicants conclude that an artisan having common

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sense at the time of the invention would not have reasonably considered a foam control composition comprising a particulate carrier (v) as currently claimed.

This reply is being submitted within the period for response to the outstanding office action. Although the applicants believe in good faith that no extensions of time are needed, the applicants hereby petition for any necessary extensions of time. You are authorized to charge deposit account 04-1520 for any fees necessary to maintain the pendency of this application. You are authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to deposit account 04-1520.

Respectfully Submitted,
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